

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

Phone: (303) 866-3567

FAX: (303) 832-8106



January 13, 2014

Notice to Applicant, Parties and Interested Persons

John W. Hickenlooper
Governor

Mike King
Executive Director

Loretta Piñeda
Director

RE: JD-9 Mine, File No. M-1977-306, Notice of Recommendation of Approval and Pre-hearing Conference, Regarding Designated Mining Operation Regular 112d-1 Operation Reclamation Permit Amendment Application Submitted by Cotter Corporation

Dear Applicant, Party and/or Interested Person:

The Colorado Division of Reclamation, Mining and Safety (DRMS) has completed technical review of the above referenced amendment application for a Designated Mining Operation Regular 112d-1 Reclamation Permit. DRMS has determined that the applicant has met the minimum requirements of the *Mineral Rules and Regulations of the Colorado Mined Land Reclamation Board for Hard Rock, Metal and Designated Mining Operations*, and therefore are preparing to recommend that the Board approve this 112d-1 amendment application over the objections received.

Pursuant to Rule 2.7.1(5), a Pre-hearing Conference shall be held after the Office has issued its recommendation and at least ten (10) calendar days prior to the Formal Public Hearing. The DRMS Rational for Approval will be sent under separate cover at least 3 working days prior to the Pre-hearing Conference Pursuant to Rule 1.4.9(2)(c).

The Pre-hearing Conference has been scheduled to occur on Thursday, February 06, 2014 at 11:00 a.m. The location for the Pre-hearing Conference will be the Colorado Bureau of Investigations office at 2797 Justice Drive, Grand Junction, CO 81506. Steve Renner will preside as Pre-hearing Conference Officer. The purpose of the Pre-hearing Conference is to explain the rights and responsibilities of parties, to discuss and resolve issues to the extent possible, to describe the Board Hearing processes, to determine the list of issues falling under the Board's jurisdiction, to simplify the list and identify those parties who have demonstrated standing at the Formal Public Hearing. Pursuant to Rule 2.6 (2)(b) and (3) parties must supply 15 copies, one unbound, list of witnesses and all exhibits to be used at the time of the Prehearing Conference.

If you require additional information, or have questions or concerns, please contact me at the Division's Grand Junction Field Office.

Sincerely,

A handwritten signature in black ink, appearing to read "Travis Marshall".

Travis Marshall

Environmental Protection Specialist

Department of Natural Resources

Division of Reclamation, Mining and Safety

101 South 3rd, Suite 301

Grand Junction, CO 81501

Phone: (970) 241-2042

Fax: (970) 241-1516

CERTIFICATE OF SERVICE


I, Travis Marshall, hereby certify that on Monday, January 13, 2014 I deposited a true copy of the foregoing *Notice of Pre-hearing Conference* in the United States Mail, postage paid, addressed to the following:

Glen Williams
Cotter Corp.
P.O. Box 700
Nucla, CO 81424

Jennifer Thurston
INFORM
P.O. Box 746
Telluride, CO 81435-0746

Montrose
Board of County Commissioners
161 South Townsend Ave.
Montrose, CO 81401

Shavano Conservation District
102 Par Place
Montrose, CO 81401

A handwritten signature in black ink, appearing to read 'Travis Marshall', is written over a horizontal line.

Travis Marshall
Division of Reclamation, Mining and Safety
Environmental Protection Specialist